

Message Text

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ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOT-00 INR-07 NSAE-00 FAA-00 L-02 SS-15 NSC-05 /051 W

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R 281230Z APR 75

FM AMEMBASSY BONN

TO SECSTATE WASHDC 9681

INFO AMEMBASSY BERLIN

AMEMBASSY BRUSSELS

AMEMBASSY COPENHAGEN

AMEMBASSY LONDON

AMEMBASSY PARIS

USMISSION USBERLIN

USMISSION NATO BRUSSELS

AMEMBASSY MOSCOW

C O N F I D E N T I A L SECTION 01 OF 02 BONN 06794

E.O. 11652: GDS

TAGS: PFOR, EAIR, WB, US, UK, FR, GE, DA

SUBJECT: DANISH OVERFLIGHT RIGHTS TO WEST BERLIN

REF: BONN 911

SUMMARY: DANES HAVE RESPONDED TO FRENCH NOTE OF DEC. 9, 1974 ON QUESTION OF WSB LANDING RIGHTS, REQUESTING ALLIED RECONSIDERATION OF NOV. 1975 EXPIRATION DATE. END SUMMARY

1. FRENCH HAVE INFORMED US AND UK THAT DANES HAVE FORMALLY RESPONDED TO NOTE DELIVERED TO COPENHAGEN BY FRENCH ON BEHALF OF THREE ALLIES REGARDING WSB LANDING RIGHTS FOR SAS. ON JAN. 24, DANISH MFA SENT FOLLOWING AIDE MEMOIRE TO FRENCH EMBASSY, COPENHAGEN. BEGIN TEXT:

IN RESPONSE TO THE AIDE MEMOIRE SENT TO THE MINISTRY OF FOREIGN AFFAIRS BY THE EMBASSY OF FRANCE ON DECEMBER 9, 1974 CONCERNING TRAFFIC RIGHTS ACCORDED TO SAS BETWEEN THE WESTERN SECTORS OF BERLIN AND COPENHAGEN, THE MINISTRY OF FOREIGN AFFAIRS HAS THE HONOR TO STATE
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THE FOLLOWING:

AFTER HAVING CONDUCTED NEGOTIATIONS WITH THE GDR IN 1974 ON THE SUBJECT OF AIR-TRANSPORT AGREEMENTS, THE THREE SCANDINAVIAN COUNTRIES HAVE JUST OBTAINED (AS THE FIRST COUNTRIES TO DO SO) A PROMISE OF GOOD WILL ON THE PART OF THE GDR WITH REGARD TO THE GRANTING TO SAS IN DUE COURSE OF OVERFLIGHT RIGHTS OVER GDR TERRITORY IN ORDER TO ASSURE CONNECTIONS WITH BERLIN (WEST). THIS PROMISE WAS OBTAINED AFTER VERY HARD NEGOTIATIONS WHICH, FOR THIS REASON ALONE, HAD INVOLVED AN ADJOURNMENT OF SIX MONTHS FOLLOWING ON THE INITIAL NEGOTIATIONS BEGUN IN MAY 1974. IN ORDER TO INFORM THE THREE POWERS, IN CONFIDENTIAL FASHION, THE MINISTRY IS ATTACHING THE TEXT OF THE "MEMORANDUM OF UNDERSTANDING" CONCERNING OVER-FLIGHT RIGHTS WHICH WAS INITIALED DECEMBER 12, 1974, THE SAME DATE ON WHICH THE AIR-TRANSPORT AGREEMENTS THEMSELVES WERE INITIALED. THE DANISH EMBASSY IN BONN HAS BROUGHT THE GIST OF THIS "MEMORANDUM OF UNDERSTANDING" TO THE ATTENTION OF THE MINISTRY OF FOREIGN AFFAIRS OF THE FRG.

IN ADDITION, THE MINISTRY OF FOREIGN AFFAIRS WISHES TO INFORM THE THREE POWERS--AGAIN CONFIDENTIALLY-- THAT IN THE COURSE OF THE ABOVE-MENTIONED NEGOTIATIONS THE SCANDINAVIAN DELEGATION HAD THE IMPRESSION THAT IT WOULD SCARCELY BE POSSIBLE FOR THE GDR TO GRANT OVER-FLIGHT RIGHTS TO SAS BEFORE NOVEMBER 15, 1975, THE DATE STIPULATED IN THE FRENCH EMBASSY'S AIDE MEMOIRE.

THE REPRESENTATIVE OF THE GDR STRESSED DURING THE NEGOTIATIONS THAT THIS PERMISSION DID NOT DEPEND ON THE WILL OF THE GDR ALONE. AFTER HAVING TAKEN PART IN DETAILED DISCUSSIONS OF THIS SUBJECT, THE SCANDINAVIAN DELEGATION IS MOREOVER CONVINCED OF THE FACT THAT THE ABOVE-CITED OVERFLIGHT RIGHTS WILL NOT BE GRANTED TO OTHER AIRLINES BEFORE THE DATE ON WHICH THEY WILL BE GRANTED TO SAS.

THAT IS WHY THE SCANDINAVIAN SIDE IS OF THE VIEW THAT THE TRAFFIC RIGHTS BETWEEN THE WESTERN SECTORS OF BERLIN AND COPENHAGEN ACCORDED BY THE AIDE MEMOIRE OF THE EMBASSY OF FRANCE DATED MARCH 1, 1972 SHOULD REMAIN IN FORCE EVEN AFTER NOVEMBER 15, 1975, CONSIDERING THAT THE SCANDINAVIAN AUTHORITIES ARE THE ONLY NEGOTIATING CONFIDENTIAL

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PARTNERS UP UNTIL NOW TO HAVE OBTAINED A PROMISE OF GOOD WILL FROM THE GDR. END TEXT.

2. GDR-DANISH "MEMORANDUM OF UNDERSTANDING". BEGIN TEXT:

NEGOTIATIONS CONCERNING THE AGREEMENT BETWEEN THE GOVERNMENT OF THE KINGDOM OF DENMARK AND THE GOVERNMENT OF THE GERMAN DEMOCRATIC REPUBLIC RELATING TO AIR

SERVICES HAVE TAKEN PLACE IN COPENHAGEN FROM MAY 27TH TO MAY 31ST AND BEEN CONTINUED IN BERLIN ON DECEMBER 10TH, 1974.

IN CONNECTION WITH THE SIGNING OF THIS AGREEMENT IT IS UNDERSTOOD THAT ANY ARRANGEMENT TO BE MADE BETWEEN

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C O N F I D E N T I A L SECTION 02 OF 02 BONN 06794

THE AIRLINES DESIGNATED BY THE CONTRACTING PARTIES WITH REGARD TO THE FURTHER DEVELOPMENT OF THE AIR SERVICES CONCERNING THE TWO STATES, SHALL BE CONSIDERED IN A CONSTRUCTIVE AND SYMPATHETIC SPIRIT. SUCH ARRANGEMENTS SHALL, WHEN IMPLYING A POSSIBLE FURTHER EXTENSION OF THE RIGHTS SPECIFIED IN THE ANNEX TO THE AGREEMENT, BE SUBMITTED TO THE AERONAUTICAL AUTHORITIES OF BOTH CONTRACTING PARTIES FOR THEIR APPROVAL, AT THE EARLIEST POSSIBLE TIME. THE DECISION REACHED SHALL THEN BE TRANSMITTED THROUGH DIPLOMATIC CHANNELS. END TEXT.

3. FOLLOWING TEXT OF REPLY WAS AGREED TRIPARTITELY FOR RECOMMENDATION TO AUTHORITIES. BEGIN TEXT:

THE EMBASSY OF FRANCE, IN REPLY TO THE AIDE-MEMOIRE OF THE DANISH MINISTRY OF FOREIGN AFFAIRS OF JANUARY 24, 1975, HAS THE HONOR TO INFORM THE MINISTRY OF THE FOLLOWING IN THE NAME OF THE AMERICAN, BRITISH, AND FRENCH GOVERNMENTS.

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THE AIDE-MEMOIRE FROM THE MINISTRY, AS WELL AS THE "MEMORANDUM OF UNDERSTANDING" ATTACHED THERETO, HAVE BEEN APPEAR THAT THE CONTENTS OF THE "MEMORANDUM OF UNDERSTANDING" DO NOT IN THEMSELVES CONSTITUTE ON THE PART OF THE GDR AN UNDERTAKING TO ACCORD RIGHTS OF OVERFLIGHT OVER ITS TERRITORY TO AIRCRAFT DESTINED FOR OR ORIGINATING IN THE WESTERN SECTORS OF BERLIN AND NOT MAKING USE OF THE AIR CORRIDORS. THE THREE GOVERNMENTS WOULD NOT CONSIDER THEMSELVES ABLE TO ALTER THE CONTENTS OF THEIR DECEMBER 9 COMMUNICATION SOLELY ON THE BASIS OF THE INFORMATION NOW AT HAND. END TEXT.

4. ACTION REQUESTED: DEPARTMENT'S APPROVAL OF TEXT PARA 3 FOR DELIVERY BY FRENCH IN COPENHAGEN ON BEHALF OF THE THREE ALLIES.

HILLENBRAND

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Message Attributes

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